

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

CIVIL ACTION NO. 1:00cv00014 (WOB)

CARL G. SIMPSON and BONNIE REED
SIMPSON, CO-ADMINISTRATORS OF THE
ESTATE OF CARL D. SIMPSON

PLAINTIFF

VS.

O R D E R

NATIONAL UNION FIRE INSURANCE

DEFENDANT

This matter is before the court on the motion of defendants to bifurcate and stay the bad faith claim from the contract dispute (Doc. #127) and the motion of plaintiffs for journalization of defendants claims file (Doc. # 130). Oral argument, via telephone conference call, was held on such motions on June 22, 2005. Plaintiff was represented by D. Scott Bowling and Randall Lee Lambert; and defendant National Union Fire Insurance was represented by Samuel D. Pipilo. The parties having been heard, the court being advised,

IT IS ORDERED as follows:

1. That defendant's motion to bifurcate and stay proceedings (Doc. #127) be, and it is, hereby **granted**;
2. That plaintiffs' motion for journalization be, and it is, hereby **denied**; however, defendant is ordered to preserve the claims file, as it existed prior to denial of the claim, intact pending resolution of the bad faith claim;
3. That plaintiffs shall have until **July 31, 2005** in which to file appropriate motions;
4. That defendant shall have **thirty (30) days** thereafter to

file any response thereto.

This 22nd day of June, 2005.



Signed By:

William O. Bertelsman *WOB*

United States District Judge